## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

TROY D. NEWTON,	)
Plaintiff,	) )
vs.	) )
NATIONAL WARRANTY OF FLORIDA, INC.; LYNDON PROPERTY INSURANCE CO., INC.; CHRIS CHISM; CENTRO INSPECTION AGENCY; RONALD BECKER; et al.,	) CIVIL ACTION NO. 2:05-CV-1126-W ) ) )
Defendants.	) ) )

## JOINT MOTION TO DISMISS RONALD J. BECKER & CENTRO INSPECTION AGENCY

COMES NOW, Defendants Ronald J. Becker and Centro Inspection Agency ("Defendants") and pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure hereby move to dismiss Plaintiff's Complaint on the following basis:

1. The Complaint fails to state a cause of action against Defendants upon which relief can be granted.

In support of this motion, Defendants rely upon Defendants' Memorandum Brief in Support of Joint Motion to Dismiss Ronald J. Becker and Centro Inspection Agency.

WHEREFORE, PREMISES CONSIDERED, Defendants respectfully request this Court to dismiss this Complaint.

Dated this the 1<sup>st</sup> day of December, 2005.

/s/ Anthony C. Harlow

W. MICHAEL ATCHISON

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## **CERTIFICATE OF SERVICE**

I do hereby certify that on <u>December 1, 2005</u>, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Jeffrey C. Kirby PITTMAN, HOOKS, DUTTON KIRBY & HELLUMS, P.C. 1100 Park Place Tower 2001 Park Place North Birmingham, Alabama 35203 (205) 322-8880

Respectfully submitted,

/s/ Anthony C. Harlow

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